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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

BRUCE LAMONT WALKER,

Defendant.

CASE NO. 2:22-CR-00017-JAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: November 15, 2022
TIME: 9:00 a.m.
COURT: Hon. John A. Mendez

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a status conference on November 15, 2022. On November 4, 2022, the defendant's counsel filed a memo requesting that the matter be set for a status of counsel hearing. ECF No. 20. On November 7, 2022, the Court informed the parties via email that it is not available on November 15, 2022.

2. By this stipulation, defendant now moves to continue the hearing until December 6, 2022, at 9:00 a.m., and to exclude time between November 15, 2022, and December 6, 2022, under Local Code T4. Additionally, the parties respectfully request that the hearing be calendared as a status of counsel hearing.

3. The parties agree and stipulate, and request that the Court find the following:

1 a) The government has represented that the discovery associated with this case
2 includes police reports, body camera videos, criminal history documents, photographs, and other
3 evidence. All of this discovery has been either produced directly to counsel and/or made
4 available for inspection and copying.

5 b) Counsel for defendant desires additional time to conduct investigation and
6 research related to the current charge, to review existing discovery, to continue to discuss
7 potential resolutions with his client, to prepare pretrial motions, and to otherwise prepare for
8 trial. Additionally, as set forth in its filing at ECF No. 20, the defense needs additional time to
9 prepare for continuity of counsel.

10 c) Counsel for defendant believes that failure to grant the above-requested
11 continuance would deny him the reasonable time necessary for effective preparation, taking into
12 account the exercise of due diligence.

13 d) The government does not object to the continuance.

14 e) Based on the above-stated findings, the ends of justice served by continuing the
15 case as requested outweigh the interest of the public and the defendant in a trial within the
16 original date prescribed by the Speedy Trial Act.

17 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
18 et seq., within which trial must commence, the time period of November 15, 2022 to December
19 6, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local
20 Code T4] because it results from a continuance granted by the Court at defendant's request on
21 the basis of the Court's finding that the ends of justice served by taking such action outweigh the
22 best interest of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: November 7, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ ADRIAN T. KINSELLA
ADRIAN T. KINSELLA
Assistant United States Attorney

Dated: November 7, 2022

/s/ TIM A. PORI
TIM A. PORI
Counsel for Defendant
BRUCE LAMONT WALKER

ORDER

IT IS SO FOUND AND ORDERED this 7th day of November, 2022. Additionally, this matter shall be calendared as a status of counsel hearing on December 6, 2022, at 9:00 a.m.

/s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE